

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: Kazuyuki MIYA

Application No.: New PCT Application

Filed: September 17, 2001

For: RADIO BASE STATION APPARATUS AND RADIO  
COMMUNICATION METHOD

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents  
Washington, DC 20231

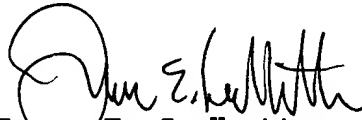
Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the references listed on the attached Form PTO 1449. JP '451, JP '489 and JP '180 were cited in a PCT International Search Report (copy attached). US '553 and US '338 correspond to JP '821 and JP '976 which were also cited in the PCT International Search Report.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106.

Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,



James E. Ledbetter  
Registration No. 28,732

Date: September 26, 2001

JEL/SPP

ATTORNEY DOCKET NO. L9289.01189

STEVENS, DAVIS, MILLER & MOSHER, L.L.P.  
1615 L Street, NW, Suite 850  
P.O. Box 34387  
Washington, DC 20043-4387  
Telephone: (202) 785-0100  
Facsimile: (202) 408-5200